

ESTTA Tracking number: **ESTTA72904**

Filing date: **03/27/2006**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Citigroup Inc.
Granted to Date of previous extension	03/26/2006
Address	399 Park Avenue New York, NY 10043 UNITED STATES

Attorney information	Jonathan Moskin White & Case LLP 1155 Avenue of the Americas New York, NY 10036 UNITED STATES trademarkdocket@whitecase.com,jmoskin@whitecase.com,smmentzer@whitecase.com Phone:212-819-8853
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Applicant Information

Application No	76594596	Publication date	09/27/2005
Opposition Filing Date	03/27/2006	Opposition Period Ends	03/26/2006
Applicant	Miller, Ekram J. 6246 Montrose Road Rockville, MD 20852 UNITED STATES		

Goods/Services Affected by Opposition

<p>Class 035.</p> <p>All goods and services in the class are opposed, namely: Operating on line marketplaces for international sellers of products indigenous to different parts of the world; business administration and management for others of facilities used for the merchandising of products manufactured in selected regions of the world; product merchandising, namely, global merchandising of manufactured products; business administration and management for others in the fields of product sales areas, restaurants, cafeterias, bars, lounges, information exchange kiosks, parking, convenience facilities and supply and delivery facilities at trade centers for tenants, customers and visitors</p>
<p>Class 036.</p> <p>All goods and services in the class are opposed, namely: Operating marketplaces for international sellers of goods indigenous to different parts of the world; leasing of facilities for merchandising of products manufactured in selected regions of the world; leasing of real estate, namely, of product sales areas, information kiosks, restaurants, cafeterias, bars, lounges, convenience facilities and supply and delivery facilities at a trade center for tenants, customers and visitors</p>

Applicant Information

Application No	76594597	Publication date	09/27/2005
Opposition Filing Date	03/27/2006	Opposition Period Ends	
Applicant	Miller, Ekram J. 6246 Montrose Road Rockville, MD 20852 UNITED STATES		

Goods/Services Affected by Opposition

<p>Class 035.</p> <p>All goods and services in the class are opposed, namely: Operating on line marketplaces for international sellers of products indigenous to different parts of the world; business administration and management for others of facilities used for the merchandising of products manufactured in selected regions of the world; product merchandising, namely, global merchandising of manufactured products; business administration and management for others in the fields of product sales areas, restaurants, cafeterias, bars, lounges, information exchange kiosks, parking, convenience facilities and supply and delivery facilities at trade centers for tenants, customers and visitors</p>
<p>Class 036.</p> <p>All goods and services in the class are opposed, namely: Operating marketplaces for international sellers of goods indigenous to different parts of the world; leasing of facilities for merchandising of products manufactured in selected regions of the world; leasing of real estate, namely, of product sales areas, information kiosks, restaurants, cafeterias, bars, lounges, convenience facilities and supply and delivery facilities at a trade center for tenants, customers and visitors</p>

Applicant Information

Application No	76594599	Publication date	09/27/2005
Opposition Filing Date	03/27/2006	Opposition Period Ends	
Applicant	Miller, Ekram J. 6246 Montrose Road Rockville, MD 20852 UNITED STATES		

Goods/Services Affected by Opposition

<p>Class 035.</p> <p>All goods and services in the class are opposed, namely: Operating on line marketplaces for international sellers of products indigenous to different parts of the world; business administration and management for others of facilities used for the merchandising of products manufactured in selected regions of the world; product merchandising, namely, global merchandising of manufactured products; business administration and management for others in the fields of product sales areas, restaurants, cafeterias, bars, lounges, information exchange kiosks, parking, convenience facilities and supply and delivery facilities at trade centers for tenants, customers and visitors</p>
<p>Class 036.</p> <p>All goods and services in the class are opposed, namely: Operating marketplaces for international sellers of goods indigenous to different parts of the world; leasing of facilities for merchandising of products manufactured in selected regions of the world; leasing of real estate, namely, of product sales areas, information kiosks, restaurants, cafeterias, bars, lounges, convenience facilities and supply and delivery facilities at a trade center for tenants, customers and visitors</p>

Attachments	Consolidated Notice of Opposition (03-27-06).pdf (6 pages)
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Signature	/Jonathan Moskin/
Name	Jonathan Moskin

Date	03/27/2006
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Application Serial Nos.:

76594596 (WORLDLINK)

76594597 (WORLDLINK CENTER)

76594599 (WORLDLINK CENTER)

Published in the Official Gazette on September 27, 2005

CITIGROUP INC.,

Opposer,

-against-

EKRAM J. MILLER,

Applicant.

Opposition No. _____

CONSOLIDATED NOTICE OF OPPOSITION

TO THE COMMISSIONER FOR TRADEMARKS:

Opposer, Citigroup Inc., believes it will be damaged by registration by Applicant, Ekram J. Miller, of the marks WORLDLINK, Application Serial No. 76594596; WORLDLINK CENTER, Application Serial No. 76594597; and WORLDLINK CENTER, Application Serial No. 76594599 (collectively, “Applicant’s WORLDLINK Marks”), as shown in the above-identified applications, and hereby opposes the registration of Applicants’s WORLDLINK Marks pursuant to Section 13(a) of the Trademark Act of 1946, as amended (the “Lanham Act”), 15 U.S.C. § 1063(a), and 37 C.F.R. § 2.104(b).

As grounds for the opposition, Opposer alleges that:

1. Opposer Citigroup Inc., a corporation organized and existing under the laws of Delaware with its principal place of business at 909 Third Avenue, New York, New York 10022,

is today's preeminent financial services company, with some 200 million customer accounts in more than 100 countries.

2. For decades, Opposer and its predecessor-in-interest, Citicorp, have used the trademark WORLDLINK in connection with their offering of financial services.

3. Since at least as early as December 1984, Opposer and its predecessor-in-interest have used the mark WORLDLINK on or in connection with electronic banking services including (a) multi-currency check processing and funds transfer services, and (b) automated multi-currency check issuing services.

4. Opposer and its predecessor-in-interest have expended considerable time, effort, and money advertising and publicizing the sale of services bearing the mark WORLDLINK.

5. As a result of Opposer and its predecessor-in-interest's long and successful use of the mark WORLDLINK, the mark has come to identify Opposer's financial services and to represent substantial goodwill belonging exclusively to Opposer.

6. In addition to Opposer's common law rights in the mark WORLDLINK, Opposer owns federal trademark registrations in the marks WORLDLINK, Registration No. 1975030; and WORLDLINK, Registration No. 1515736 (collectively, "Opposer's WORLDLINK Marks"). These registrations are valid and subsisting, unrevoked and uncanceled, and have become incontestable pursuant to Section 15 of the Lanham Act, 15 U.S.C. § 1065.

7. By the applications herein opposed, Applicant seeks to register the marks WORLDLINK, Application Serial No. 76594596 (the "'596 Application"); WORLDLINK CENTER, Application Serial No. 76594597 (the "'597 Application"); and WORLDLINK CENTER, Application Serial No. 76594599 (the "'599 Application").

8. The '596, '597, and '599 Applications were each filed on the Applicant's alleged intent to use the mark in connection with various goods and services, including in International Class 35 for the broad category of:

Operating on line marketplaces for international sellers of products indigenous to different parts of the world; business administration and management for others of facilities used for the merchandising of products manufactured in selected regions of the world; product merchandising, namely, global merchandising of manufactured products; business administration and management for others in the fields of product sales areas, restaurants, cafeterias, bars, lounges, information exchange kiosks, parking, convenience facilities and supply and delivery facilities at trade centers for tenants, customers and visitors

and in International Class 36 for the broad category of:

Operating marketplaces for international sellers of goods indigenous to different parts of the world; leasing of facilities for merchandising of products manufactured in selected regions of the world; leasing of real estate, namely, of product sales areas, information kiosks, restaurants, cafeterias, bars, lounges, convenience facilities and supply and delivery facilities at a trade center for tenants, customers and visitors.

9. The services for which Applicant seeks registration would be used in connection with or are virtually identical to services with which Opposer's WORLDLINK Marks have been used and are in use.

10. Applicant allegedly intends to commence using Applicant's WORLDLINK Marks decades after Opposer's predecessor-in-interest adopted and began using Opposer's WORLDLINK Marks.

11. Use by Applicant of a mark identical to Opposer's WORLDLINK marks on services similar to Opposer's services would be likely to cause confusion, to cause mistake, and to deceive.

12. Opposer will be damaged by the registration sought by Applicant because such registration will support and assist Applicant in the confusing and misleading use of the marks sought to be registered, and will give color of exclusive statutory rights to Applicant in violation and derogation of the prior and superior rights of Opposer.

13. Registration should be refused pursuant to Section 2(a) of the Lanham Act, 15 U.S.C. § 1052(a), because Applicant's use of Applicant's WORLDLINK Marks will falsely suggest a connection between Applicant and Opposer named herein, to the damage of Opposer.

14. Registration should be refused pursuant to Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), on the grounds that Applicant's WORLDLINK Marks so closely resemble Opposer's WORLDLINK Marks used consistently by Opposer in the United States, as to be likely, when used on or in connection with the goods identified in the Application, to cause confusion, or to cause mistake, or to deceive, with consequent injury to Opposer and to the public.

WHEREFORE, Opposer believes it will be damaged by the registration of Applicant's WORLDLINK Marks for the services identified in the '596, '597, and '599 Applications and respectfully requests that the opposition be sustained and registration of said designations be denied.

Pursuant to 37 C.F.R. § 2.6(a)(17) and 37 C.F.R. § 2.104(b), Opposer respectfully requests that the \$300.00 statutory fee for filing a Notice of Opposition in two international classes—International Classes 35 and 36—for each of three applications herein opposed, and any additional amounts, be charged to Deposit Account No. 23-1705.

All communication should be addressed to Opposer's counsel, White & Case LLP, at the address below.

Dated: New York, New York
March 27, 2006

Respectfully submitted,

WHITE & CASE LLP

By: /Jonathan Moskin/
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Attorneys for Opposer Citigroup Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 27th day of March, 2006, I caused a copy of the foregoing CONSOLIDATED NOTICE OF OPPOSITION to be served, by the means indicated below, upon:

FIRST CLASS MAIL, POSTAGE PREPAID

Edward J. Kondracki, Esq.
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/Stefan M. Mentzer/
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